

APPEAL

**United States District Court
District of Massachusetts (Springfield)
CRIMINAL DOCKET FOR CASE #: 3:02-cr-30043-MAP-3**

Case title: USA v. Safanov

Date Filed: 12/19/2002

Assigned to: Judge Michael A Ponsor

Defendant

Roman Zhirnov (3)

TERMINATED: 03/29/2006

represented by **Charles J. Sclafani, Jr.**

Johnson & Sclafani

776 Westfield Street

West Springfield, MA 01089

413-732-8356

Fax: 413-439-0480

Email: cjsclafani@comcast.net

LEAD ATTORNEY

ATTORNEY TO BE NOTICED

Designation: Retained

J. Jeffrey Yelle

1365 Main Street

Springfield, MA 01103

413-732-9760

Fax: 413-739-2783

Email: jjyelle@aol.com

TERMINATED: 02/13/2004

LEAD ATTORNEY

ATTORNEY TO BE NOTICED

Designation: CJA Appointment

I hereby certify on 4/5/06 that the foregoing document is true and correct copy of the

☐ electronic docket in the captioned case

☐ electronically filed original filed on 4/6/06

☒ original filed in my office on 4/6/06

Sarah A. Thornton
Clerk, U.S. District Court
District of Massachusetts

By: Mary Finn
Deputy Clerk

Pending Counts

18:371, 18:922(a)(1)(A) Conspiracy to
deal firearms without a license

Disposition

63 months to consist of terms of 60 mos
on cts 1,2 and 6 and terms of 63 months
on cts 1 and 12, all to be served
concurrently w/one another; defendant
remanded to U.S. Marshals; Supervised
release 3 yrs on all counts to be served
concurrently w/one another; possess no
firearm; cooperate in collection of DNA
as directed by probation; If ordered
deported def is to leave the U.S. and is
not to return w/o prior permission of the
Secretary of Dept. of Homeland

(1)

18:371, 18:922(k) Conspiracy to
possess firearms with obliterated serial
numbers

(2)

Security; Use true name and prohibited from the use of any aliases, false dates of birth, false social security numbers, incorrect places of birth, and any other pertinent incorrect identifying information; participate in a mental health treatment prog. as directed by probation and be required to contribute to the costs of services for such treatment based on ability to pay; \$500 assessment fee due immediately;

63 months to consist of terms of 60 mos on cts 1,2 and 6 and terms of 63 months on cts 1 and 12, all to be served concurrently w/one another; defendant remanded to U.S. Marshals; Supervised release 3 yrs on all counts to be served concurrently w/one another; possess no firearm; cooperate in collection of DNA as directed by probation; If ordered deported def is to leave the U.S. and is not to return w/o prior permission of the Secretary of Dept. of Homeland

Security; Use true name and prohibited from the use of any aliases, false dates of birth, false social security numbers, incorrect places of birth, and any other pertinent incorrect identifying information; participate in a mental health treatment prog. as directed by probation and be required to contribute to the costs of services for such treatment based on ability to pay; \$500 assessment fee due immediately;

18:922(k),18:2 Possession of firearms
with obliterated serial numbers and
aiding abetting
(6)

63 months to consist of terms of 60 mos on cts 1,2 and 6 and terms of 63 months on cts 1 and 12, all to be served concurrently w/one another; defendant remanded to U.S. Marshals; Supervised release 3 yrs on all counts to be served concurrently w/one another; possess no firearm; cooperate in collection of DNA as directed by probation; If ordered deported def is to leave the U.S. and is not to return w/o prior permission of the Secretary of Dept. of Homeland Security; Use true name and prohibited from the use of any aliases, false dates of birth, false social security numbers,

18:922(g)(1),18:2 Possession of a
firearm after a felony conviction and
aiding and abetting
(11-12)

incorrect places of birth, and any other
pertinent incorrect identifying
information; participate in a mental
health treatment prog. as directed by
probation and be required to contribute
to the costs of services for such
treatment based on ability to pay; \$500
assessment fee due immediately;

63 months to consist of terms of 60 mos
on cts 1,2 and 6 and terms of 63 months
on cts 1 and 12, all to be served
concurrently w/one another; defendant
remanded to U.S. Marshals; Supervised
release 3 yrs on all counts to be served
concurrently w/one another; possess no
firearm; cooperate in collection of DNA
as directed by probation; If ordered
deported def is to leave the U.S. and is
not to return w/o prior permission of the
Secretary of Dept. of Homeland
Security; Use true name and prohibited
from the use of any aliases, false dates
of birth, false social security numbers,
incorrect places of birth, and any other
pertinent incorrect identifying
information; participate in a mental
health treatment prog. as directed by
probation and be required to contribute
to the costs of services for such
treatment based on ability to pay; \$500
assessment fee due immediately;

Highest Offense Level (Opening)

Felony

Terminated Counts

None

Highest Offense Level (Terminated)

None

Complaints

None

Disposition

Disposition

Notice

Pretrial Services**Plaintiff**

USA

represented by **Andrew Levchuk**
 United States Attorney's Office
 1550 Main Street
 Springfield, MA 01103
 413-785-0235
TERMINATED: 04/23/2003
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Kevin O'Regan
 United States Attorney's Office
 1550 Main Street
 Springfield, MA 01103
 413-785-0142
 Fax: 413-785-0394
 Email: kevin.o'regan@usdoj.gov
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Date Filed	#	Docket Text
01/20/2004	47	INDICTMENT as to Aleksey Safanov (1) count(s) 1ss, 2ss, 3ss, 4ss, 7ss, 8ss, 9ss, 10ss, 13ss, Ivan Teleguz (2) count(s) 1, 2, 4, 5, 6, Roman Zhirnov (3) count(s) 1, 2, 6, 11-12, Andrey Buynovskiy (4) count(s) 1, Michael Quickel (5) count(s) 1. (Hurley, Virginia) (Entered: 02/05/2004)
01/28/2004		ELECTRONIC Clerk's Notes for proceedings held before Magistrate Judge Kenneth P. Neiman. Initial Appearance as to Roman Zhirnov, Andrey Buynovskiy held on 1/28/2004. Defts advised of rights and request appointment of counsel. Court appts counsel. No interpreter was utilized for this hearing, however, an interpreter will be needed for any additional hearings. Govt seeking detention for both Defts. Court orders Defts detained pending further hearing on 1/30/04 at 2:00 p.m. (Tape #digital.) (Healy, Bethaney) (Entered: 02/05/2004)
01/28/2004	50	MOTION for Detention as to Roman Zhirnov, Andrey Buynovskiy by USA. (Healy, Bethaney) (Entered: 02/05/2004)
01/28/2004	51	Mag. Judge Kenneth P. Neiman. ORDER OF TEMPORARY DETENTION as to Roman Zhirnov, Andrey Buynovskiy ENTERED, cc:cl. Detention Hearing set for 1/30/2004 02:00 PM in Courtroom 3 before Magistrate Judge Kenneth P. Neiman. (Healy, Bethaney) (Entered: 02/05/2004)
01/30/2004	52	NOTICE re automatic disclosure as to Roman Zhirnov filed. (Healy, Bethaney) (Entered: 02/05/2004)

01/30/2004	53	ELECTRONIC Clerk's Notes for proceedings held before Magistrate Judge Kenneth P. Neiman. Interpreter sworn. Arraignment as to Roman Zhirnov (3) Count 1, 2, 6, 11-12 and Aleksey Safanov (1) Count 1ss, 2ss, 3ss, 4ss, 7ss, 8ss, 9ss, 10ss, 13ss held on 1/30/2004, Detention Hearing as to Roman Zhirnov held on 1/30/2004. Deft Buynovski appears without counsel. Colloquy re: continued representation as to Deft Safanov. Matter to be addressed by District Judge Ponsor on February 5, 2004 at 3:30 p.m. Counsel will be available for a hearing on February 2, 2004 at 11:30 a.m. Arguments re: detention as to Deft Zhirnov. Deft ordered detained pending trial. (Tape #digital.) (Healy, Bethaney) (Entered: 02/05/2004)
01/30/2004	53	Magistrate Judge Kenneth P. Neiman. ORDER OF DETENTION PENDING TRIAL as to Roman Zhirnov ENTERED, cc:cl. (Healy, Bethaney) (Entered: 02/05/2004)
01/30/2004	54	Magistrate Judge Kenneth P. Neiman. SCHEDULING ORDER as to Roman Zhirnov setting Status Conference set for 3/17/2004 at 3:00 PM in Courtroom 3 before Magistrate Judge Kenneth P. Neiman; joint memo by 3/15/04, ENTERED, cc:cl. (Healy, Bethaney) (Entered: 02/05/2004)
02/04/2004	59	MOTION for Release from Custody as to Roman Zhirnov, filed . (Healy, Bethaney) (Entered: 02/05/2004)
02/05/2004		Notice of correction to docket made by Court staff. Correction: Motion for Release corrected because: docketed out of order- to be reentered as to Aleksey Safanov, Ivan Teleguz, Roman Zhirnov, Andrey Buynovski, Michael Quickel (Healy, Bethaney) (Entered: 02/05/2004)
02/05/2004	62	Mag. Judge Kenneth P. Neiman. ORDER Setting Conditions of Release as to Roman Zhirnov, ENTERED, cc:cl. [Conditions: Deft execute a \$50,000 unsec. apr. bond; report to PTS three times per wk as directed; Ekktron Namedov and Taisa Prokherkus execute a \$5,000 bond, secured by a deposit of \$5,000 with the Clerk's Office; travel restricted to Hampden County, MA; Deft to continue employment at his video store; in the event that the store is closed, he shall notify Pretrial Services, and actively seek other employment; maintain residence at 109 River St., West Springfield, MA; no contact with any codefts; no firearms; curfew, monitored by electronic bracelet, from 12:00 a.m.-8:00 a.m. daily; Deft to make arrangements for a telephone, with basic service only, to be active at the residence prior to release] (Healy, Bethaney) (Entered: 02/06/2004)
02/09/2004	63	NOTICE OF ATTORNEY APPEARANCE: Charles J. Sclafani appearing for Roman Zhirnov filed. (Finn, Mary) (Entered: 02/09/2004)
02/10/2004	64	Kenneth P. Neiman, USMJ: MEMORANDUM regarding Release of Deft. Roman Zhirnov entered; cc/cl. (Finn, Mary) (Entered: 02/10/2004)
02/13/2004	66	NOTICE of Withdrawal of Appearance by Jeffrey Yelle, in case as to Roman Zhirnov. (Healy, Bethaney) (Entered: 02/13/2004)
02/13/2004		Attorney update in case as to Roman Zhirnov. Attorney J. Jeffrey Yelle terminated, successor counsel having filed his appearance. (Healy, Bethaney) (Entered: 02/18/2004)

02/17/2004	68	Govt's motion for Review of 64 Release Order entered on 2/10/2004 as to Roman Zhirnov filed.(Finn, Mary) (Entered: 02/17/2004)
02/17/2004		Electronic Clerk's Notes for proceedings held before Judge Michael A Ponsor :Hearing on govt's objection to defendant's release as to Roman Zhirnov held on 2/17/2004 Court hears brief testimony; Defendant to be released per Judge Neiman's Order re: Conditions Of Release once arrangements in place for electronic monitoring by Pretrial Services; \$5,000 cash bail paid in Clerk's office (Court Reporter Sara Mubarek.) (French, Elizabeth) (Entered: 02/17/2004)
02/17/2004		Motions terminated as to Roman Zhirnov : 68 MOTION for Review of Release Order re 64 Memorandum (not related to a motion) filed by USA. (Healy, Bethaney) (Entered: 08/25/2004)
02/18/2004	72	Magistrate Judge Kenneth P. Neiman. CJA 20 as to Roman Zhirnov : Appointment of Attorney J. Jeffrey Yelle for Roman Zhirnov (nunc pro tunc to 1/28/04). (Healy, Bethaney) (Entered: 02/18/2004)
03/17/2004	76	JOINT MEMORANDUM pursuant to L.R. 116.5(A) of the parties re initial status conference by Aleksey Safanov, Ivan Teleguz, Roman Zhirnov, Andrey Buynovskiy, Michael Quickel filed. (Finn, Mary) (Entered: 03/17/2004)
03/17/2004		Attorney update in case as to Aleksey Safanov, Ivan Teleguz, Roman Zhirnov, Andrey Buynovskiy, Michael Quickel. Attorney David J. Wenc for Ivan Teleguz, Richard J. Maggi for Michael Quickel added. Attorney George Nassar terminated. (Healy, Bethaney) (Entered: 03/17/2004)
03/17/2004		Electronic Clerk's Notes for proceedings held before Magistrate Judge Kenneth P. Neiman. Status Conference as to Aleksey Safanov, Ivan Teleguz, Roman Zhirnov, Andrey Buynovskiy, Michael Quickel held on 3/17/2004. Colloquy re: discovery. Scheduling order and status report to issue. (Court Reporter Digital Recording.) (Healy, Bethaney) (Entered: 03/18/2004)
03/17/2004	77	Magistrate Judge Kenneth P. Neiman. INTERIM SCHEDULING ORDER as to Aleksey Safanov, Ivan Teleguz, Roman Zhirnov, Andrey Buynovskiy, Michael Quickel ENTERED, cc:cl. Interim Status Conference set for 4/30/2004 at 2:00 PM in Courtroom 3 before Magistrate Judge Kenneth P. Neiman; joint memo by 4/28/04. (Healy, Bethaney) (Entered: 03/18/2004)
03/17/2004	78	Magistrate Judge Kenneth P. Neiman. INTERIM STATUS REPORT as to Aleksey Safanov, Ivan Teleguz, Roman Zhirnov, Andrey Buynovskiy, Michael Quickel, ISSUED, cc:cl. (Healy, Bethaney) (Entered: 03/18/2004)
04/30/2004		Electronic Clerk's Notes for proceedings held before Magistrate Judge Kenneth P. Neiman. Status Conference as to Aleksey Safanov, Ivan Teleguz, Roman Zhirnov, Andrey Buynovskiy, Michael Quickel held on 4/30/2004. Counsel for Defendants sign joint memorandum. Colloquy re: status of case and Speedy Trial calculation. Court makes inquiry into

		waiver of Speedy Trial time. Court makes finding on record that time is excluded from date of return of Second Superseding Indictment (January 20, 2004) and date of next Status Conference (June 28, 2004). Scheduling Order and Order on Excludable Delay to issue. (Court Reporter Digital Recording.) (Healy, Bethaney) (Entered: 04/30/2004)
04/30/2004	80	Magistrate Judge Kenneth P. Neiman. INTERIM SCHEDULING ORDER as to Aleksey Safanov, Ivan Teleguz, Roman Zhirnov, Andrey Buynovskiy, Michael Quickel ENTERED, cc:cl. Interim Status Conference set for 6/28/2004 02:00 PM in Courtroom 3 before Magistrate Judge Kenneth P. Neiman; joint memorandum due by 6/25/04. (Healy, Bethaney) (Entered: 04/30/2004)
04/30/2004	81	Magistrate Judge Kenneth P. Neiman. INTERIM STATUS REPORT as to Aleksey Safanov, Ivan Teleguz, Roman Zhirnov, Andrey Buynovskiy, Michael Quickel (Healy, Bethaney) (Entered: 04/30/2004)
04/30/2004	82	Magistrate Judge Kenneth P. Neiman. ORDER ON EXCLUDABLE DELAY as to Aleksey Safanov, Ivan Teleguz, Roman Zhirnov, Andrey Buynovskiy, Michael Quickel ENTERED, cc:cl. Time excluded from January 20, 2004 until June 28, 2004. (Healy, Bethaney) (Entered: 04/30/2004)
04/30/2004	83	JOINT MEMORANDUM of the parties re interim status conference by Aleksey Safanov, Ivan Teleguz, Roman Zhirnov, Andrey Buynovskiy, Michael Quickel (Healy, Bethaney) (Entered: 05/03/2004)
05/03/2004		Notice of correction to docket made by Court staff. Correction: Second Entry of Clerk's Notes from 4/30/04 Status Conference corrected because: duplicate entry was deleted. as to Aleksey Safanov, Ivan Teleguz, Roman Zhirnov, Andrey Buynovskiy, Michael Quickel (Healy, Bethaney) (Entered: 05/03/2004)
06/28/2004	85	JOINT MEMORANDUM pursuant to L.R. 116.5(A) of the parties re initial status conference by Ivan Teleguz, Roman Zhirnov, Andrey Buynovskiy, Michael Quickel, Aleksey Safanov filed. (Finn, Mary) (Entered: 06/28/2004)
06/28/2004		Electronic Clerk's Notes for proceedings held before Judge Kenneth P. Neiman :Status Conference as to Aleksey Safanov, Ivan Teleguz, Roman Zhirnov, Andrey Buynovskiy, Michael Quickel held on 6/28/2004. Final status conference on 9/10/04 @ 11:30 AM. (Court Reporter CD Recorder.) (Stuckenbruck, John) (Entered: 06/28/2004)
06/28/2004	86	Judge Kenneth P. Neiman : SCHEDULING ORDER entered as to Aleksey Safanov, Ivan Teleguz, Roman Zhirnov, Andrey Buynovskiy, Michael Quickel. Final Status Conf. set for 9/10/2004 at 11:30 AM in Courtroom 3 before Magistrate Kenneth P. Neiman, at which time the Court will address any outstanding discovery motions. Parties joint memorandum due by close of business on 9/09/2004; cc/cl. (Finn, Mary) (Entered: 06/29/2004)
06/28/2004	87	Judge Kenneth P. Neiman : INTERIM STATUS REPORT as to Aleksey

		Safanov, Ivan Teleguz, Roman Zhirnov, Andrey Buynovskiy, Michael Quickel entered. Status Conference set for 9/10/2004 at 11:30 AM in Courtroom 3 before Magistrate Kenneth P. Neiman; cc/cl. (Finn, Mary) Modified on 6/29/2004 (Finn, Mary). (Entered: 06/29/2004)
09/10/2004	94	JOINT MEMORANDUM of the parties re initial status conference by Aleksey Safanov, Ivan Teleguz, Roman Zhirnov, Andrey Buynovskiy, Michael Quickel (Healy, Bethaney) (Entered: 09/10/2004)
09/10/2004		Electronic Clerk's Notes for proceedings held before Magistrate Judge Kenneth P. Neiman. Counsel (Attys O'Regan, Wenc, Sclafani, Maggi, Bernard, Black) appear for Final Status Conference as to Aleksey Safanov, Ivan Teleguz, Roman Zhirnov, Andrey Buynovskiy, Michael Quickel held on 9/10/2004. Colloquy re: status of discovery. Schedule to issue. (Court Reporter Digital Recording.) (Healy, Bethaney) (Entered: 09/10/2004)
09/10/2004	95	Magistrate Judge Kenneth P. Neiman. INTERIM SCHEDULING ORDER as to Aleksey Safanov, Ivan Teleguz, Roman Zhirnov, Andrey Buynovskiy, Michael Quickel ENTERED, cc:cl. Pretrial Conference set for 10/21/2004 02:00 PM in Courtroom 2 before Honorable Michael A Ponsor; motion hearing re: Deft Safanov's motion for discovery on 9/22/04 at 2:30 p.m. in Courtroom III. (Healy, Bethaney) (Entered: 09/10/2004)
09/10/2004	96	Magistrate Judge Kenneth P. Neiman. STATUS REPORT as to Aleksey Safanov, Ivan Teleguz, Roman Zhirnov, Andrey Buynovskiy, Michael Quickel (Healy, Bethaney) (Entered: 09/10/2004)
10/21/2004		Electronic Clerk's Notes for proceedings held before Judge Michael A Ponsor :Status Conference as to Aleksey Safanov, Ivan Teleguz, Roman Zhirnov, Andrey Buynovskiy, Michael Quickel held on 10/21/2004 Motions due by 11/19/2004; Oppositions by 12/10/04; MOTION HEARING SET FOR 12/15/04 AT 2:00 P.M. (Court Reporter Alice Moran.) (French, Elizabeth) (Entered: 10/21/2004)
10/29/2004	99	MOTION for Speedy Trial <i>Order of Excludable Delay</i> as to Aleksey Safanov, Ivan Teleguz, Roman Zhirnov, Andrey Buynovskiy, Michael Quickel by USA. (O'Regan, Kevin) (Entered: 10/29/2004)
11/03/2004		Magistrate Judge Kenneth P. Neiman. ELECTRONIC ORDER granting 99 Motion for Order of Excludable Delay as to Aleksey Safanov (1), Ivan Teleguz (2), Roman Zhirnov (3), Andrey Buynovskiy (4), Michael Quickel (5). ENTERED, cc:cl. See Order issued this day. (Healy, Bethaney) (Entered: 11/03/2004)
12/03/2004		Set/Reset Deadlines re Motion or Report and Recommendation in case as to Aleksey Safanov, Ivan Teleguz, Roman Zhirnov, Andrey Buynovskiy, Michael Quickel Motion Hearing reset for 12/29/2004 02:00 PM in Courtroom 1 before Judge Michael A Ponsor. (French, Elizabeth) (Entered: 12/03/2004)
12/10/2004	114	Assented to MOTION to File motions nunc pro tunc to 12/6/04 as to

		Roman Zhirnov . (Stuckenbruck, John) (Entered: 12/15/2004)
12/15/2004	115	Judge Michael A Ponsor : Electronic ORDER entered granting 114 Motion to File Motions nunc pro tunc to 12/6/04 as to Roman Zhirnov (3) (Stuckenbruck, John) (Entered: 12/15/2004)
12/15/2004	115	Deft. Roman Zhirnov's MOTION to Suppress unlawful search and seizure of his motor vehicle by the West Springfield Police Department on 10/26/02 as to Roman Zhirnov filed.. (Finn, Mary) (Entered: 12/15/2004)
12/15/2004	116	Deft. Roman Zhirnov's MEMORANDUM in Support of his 115 MOTION to Suppress unlawful search and seizure of his vehicle on 10/26/2002 filed. (Finn, Mary) (Entered: 12/15/2004)
12/19/2004	117	MOTION for Extension of Time to File <i>Response to Defendants' Pretrial Motions</i> as to Aleksey Safanov, Ivan Teleguz, Roman Zhirnov, Andrey Buynovskiy, Michael Quickel by USA. (O'Regan, Kevin) (Entered: 12/19/2004)
12/22/2004		Judge Kenneth P. Neiman : ELECTRONIC ORDER entered granting 117 Government's Motion for Extension of Time to December 23, 2004, to File Response to Defendants' Pretrial Motions as to Aleksey Safanov (1), Ivan Teleguz (2), Roman Zhirnov (3), Andrey Buynovskiy (4), and Michael Quickel (5). (Neiman, Kenneth) (Entered: 12/22/2004)
12/26/2004	118	MOTION for Extension of Time to File <i>Response to Defendants' Motions</i> as to Aleksey Safanov, Ivan Teleguz, Roman Zhirnov, Andrey Buynovskiy, Michael Quickel by USA. (O'Regan, Kevin) (Entered: 12/26/2004)
12/26/2004	119	Opposition by USA as to Aleksey Safanov, Ivan Teleguz, Roman Zhirnov, Andrey Buynovskiy, Michael Quickel re 115 MOTION to Suppress, [106] MOTION to Sever Defendant, [107] MOTION to Suppress <i>Secret Recordings</i> , [108] MOTION to Suppress <i>Identifications</i> , [109] MOTION to Suppress <i>Statements</i> , [110] MOTION to Suppress <i>Videotape Evidence</i> , [100] MOTION to Suppress, [105] MOTION to Dismiss for Lack of Jurisdiction, [112] MOTION to Suppress (O'Regan, Kevin) (Entered: 12/26/2004)
12/27/2004		Judge Kenneth P. Neiman : ELECTRONIC ORDER entered granting 118 Government's Motion for Extension of Time to December 27, 2004, to File Opposition as to Aleksey Safanov (1), Ivan Teleguz (2), Roman Zhirnov (3), Andrey Buynovskiy (4), and Michael Quickel (5). (Neiman, Kenneth) (Entered: 12/27/2004)
12/29/2004		Electronic Clerk's Notes for proceedings held before Judge Michael A Ponsor :Motion Hearing as to Aleksey Safanov, Ivan Teleguz, Roman Zhirnov, Andrey Buynovskiy, Michael Quickel held on 12/29/2004 re 115 MOTION to Suppress filed by Roman Zhirnov, [106] MOTION to Sever Defendant filed by Ivan Teleguz, [107] MOTION to Suppress <i>Secret Recordings</i> filed by Ivan Teleguz, [108] MOTION to Suppress <i>Identifications</i> filed by Ivan Teleguz, [109] MOTION to Suppress

		Statements filed by Ivan Teleguz, [110] MOTION to Suppress Videotape Evidence filed by Ivan Teleguz, [105] MOTION to Dismiss for Lack of Jurisdiction filed by Ivan Teleguz, [112] MOTION to Suppress filed by Aleksey Safanov, [100] MOTION to Suppress filed by Andrey Buynovskiy Order to issue - Rulings made orally on #110, 106, 105; Evidentiary hearing on pending motions to suppress to be 1/26/05 at 2:00 p.m.(Court Reporter Laurie Monaghan.) (French, Elizabeth) (Entered: 12/29/2004)
12/30/2004	138	Set/Reset Deadlines/Hearings as to Aleksey Safanov, Ivan Teleguz, Roman Zhirnov, Andrey Buynovskiy, Michael Quickel : Dft. Teleguz's suppl. motion to suppress the identification and suppl. motion to suppress statements made in Oregon due 1/21/2005, Govt's opp. due 2/11/2005. Court will rule on papers or set for argument. (Finn, Mary) Modified on 12/30/2004 (Finn, Mary). (Entered: 12/30/2004)
12/30/2004	139	Set/Reset Deadlines as to Aleksey Safanov, Ivan Teleguz, Roman Zhirnov, Andrey Buynovskiy, Michael Quickel [112] MOTION to Suppress, [107] MOTION to Suppress <i>Secret Recordings</i> , 115 MOTION to Suppress, [100] MOTION to Suppress. Motions and Evidentiary Hearing set for 1/26/2005 at 02:00 PM before Judge Michael A Ponsor. (Finn, Mary) (Entered: 12/30/2004)
04/08/2005	138	NOTICE OF HEARING ON MOTION as to Aleksey Safanov, Ivan Teleguz, Roman Zhirnov, Andrey Buynovskiy, Michael Quickel Motion Hearing set for 4/27/2005 02:00 PM in Courtroom 1 before Judge Michael A Ponsor. (Evidentiary Hearing - Counsel should refer to order issued 12/30/04)(French, Elizabeth) (Entered: 04/08/2005)
04/19/2005	139	Assented to MOTION to Continue to May 6,10,11, or 12, 2005 motion to suppress hearing as to Aleksey Safanov, by Aleksey Safanov. (Lindsay, Maurice) (Entered: 04/19/2005)
04/21/2005	140	Dft. Roman Zhirnov's motion to cont. the motion to suppress hearing set for 4/27/2005 to 5/10/2005, 5/11/2005 or 5/12/2005 as to Roman Zhirnov filed. (Finn, Mary) (Entered: 04/21/2005)
04/22/2005	139	Judge Michael A Ponsor : Electronic ORDER entered granting 139 Motion to Continue as to Aleksey Safanov (1), Ivan Teleguz (2), Roman Zhirnov (3), Andrey Buynovskiy (4), Michael Quickel (5) Evidentiary Hearing reset to 5/17/05 at 2:00 p.m. (French, Elizabeth) (Entered: 04/22/2005)
05/17/2005	139	Electronic Clerk's Notes for proceedings held before Judge Michael A Ponsor :Evidentiary Hearing as to Aleksey Safanov, Roman Zhirnov, Andrey Buynovskiy held on 5/17/2005 2:00 p.m. Hearing on Motions to Suppress - Interpreter utilized: Andrei Izurov; Witnesses called: Daniel Felix; Doug Holmes; Patrick Burns; Witnesses called on behalf of defendants: Alena Buynovskiy; Irena Buynovskiy; Andrey Buynovskiy; Govt. exhibits entered 4,5,6,8 and 9; Defendants exhibit A entered; Government to provide cassette tape to defense by 5/20/05; Oral motion on record for excludable delay - informed by court to reduce to written

		request; Status conference set for all defendants on 6/6/05 at 3:30 p.m. Consensual recording by govt. to court for in chambers review (Court Reporter Sara Mubarek.) (French, Elizabeth) (Entered: 05/18/2005)
05/17/2005	140	Set/Reset Hearings as to Aleksey Safanov, Ivan Teleguz, Roman Zhirnov, Andrey Buynovskiy, Michael Quickel: Status Conference set for 6/6/2005 03:30 PM in Courtroom 1 before Judge Michael A Ponsor. (French, Elizabeth) (Entered: 05/18/2005)
05/17/2005	141	Judge Michael A Ponsor : Electronic ORDER entered denying [112] Motion to Suppress as to Aleksey Safanov (1); denying 115 Motion to Suppress as to Roman Zhirnov (3) (French, Elizabeth) (Entered: 05/18/2005)
05/20/2005	142	MOTION for Speedy Trial <i>Order of Excludable Delay</i> as to Aleksey Safanov, Ivan Teleguz, Roman Zhirnov, Andrey Buynovskiy, Michael Quickelby USA. (O'Regan, Kevin) (Entered: 05/20/2005)
05/24/2005	143	Judge Michael A Ponsor : Electronic ORDER entered granting 142 Motion for Speedy Trial as to Aleksey Safanov (1), Ivan Teleguz (2), Roman Zhirnov (3), Andrey Buynovskiy (4), Michael Quickel (5) "The interests of justice, in this circumstance, outweigh te usual interest in a speedy trial". (French, Elizabeth) (Entered: 05/24/2005)
06/06/2005	144	Electronic Clerk's Notes for proceedings held before Judge Michael A Ponsor :Status Conference as to Aleksey Safanov, Ivan Teleguz, Roman Zhirnov, Andrey Buynovskiy, Michael Quickel held on 6/6/2005 Trial set for 11/28/05 (Court Reporter Alice Moran.) (French, Elizabeth) (Entered: 06/07/2005)
06/07/2005	145	Set/Reset Deadlines/Hearings as to Aleksey Safanov, Ivan Teleguz, Roman Zhirnov, Andrey Buynovskiy, Michael Quickel: Jury Trial set for 11/28/2005 09:00 AM in Courtroom 1 before Judge Michael A Ponsor. (French, Elizabeth) (Entered: 06/07/2005)
06/07/2005	146	Electronic Clerk's Notes for proceedings held before Judge Michael A Ponsor :Status Conference as to Aleksey Safanov, Ivan Teleguz, Roman Zhirnov, Andrey Buynovskiy, Michael Quickel held on 6/6/2005. Deft. Quickel's counsel to confer with clkre re: setting a date for Rule 11 hearing. Jury Trial set for 11/28/2005 09:00 AM in Courtroom 1 before Judge Michael A Ponsor. Any defts. who decide to plead guilty shall enter into a plea agreement by 10/31/05. Defenaw counsel will assent to a motion for excludable delay from 6/6/05 - 11/28/05. Deft. Buynovskiy's motion to suppress statements denied from the bench. (Court Reporter Alice Moran.) (Stuckenbruck, John) (Entered: 06/07/2005)
10/12/2005	151	NOTICE OF HEARING as to Aleksey Safanov, Ivan Teleguz, Roman Zhirnov, Andrey Buynovskiy, Michael Quickel Status Conference set for 11/4/2005 02:00 PM in Courtroom 1 before Judge Michael A Ponsor. (French, Elizabeth) (Entered: 10/12/2005)
11/04/2005	155	MOTION for Excludable Delay to 11/28/05 as to Aleksey Safanov, Ivan Teleguz, Roman Zhirnov, Andrey Buynovskiy, Michael Quickelby USA.

		(French, Elizabeth) (Entered: 11/04/2005)
11/04/2005	165	ElectronicClerk's Notes for proceedings held before Judge Michael A Ponsor :Status Conference as to Aleksey Safanov, Ivan Teleguz, Roman Zhirnov, Andrey Buynovskiy held on 11/4/2005 Change of Plea set for A. Safanov on 11/18/05 at 2:00 p.m.; Trial shall go forward as to all remaining defendants on 11/28/05 at 9:00 a.m. (Jury selection only) Motions in limine; voir dire; jury instructions due on 11/18/05; (Court Reporter Alice Moran.) (French, Elizabeth) (Entered: 11/04/2005)
11/08/2005	166	Judge Michael A Ponsor : ElectronicORDER entered granting 155 Motion to Exclude as to Aleksey Safanov (1), Ivan Teleguz (2), Roman Zhirnov (3), Andrey Buynovskiy (4), Michael Quickel (5) "In view of the special circumstances summarized in this motion, the Court finds that the interests of justice outweigh the usual interest in a speedy trial." (French, Elizabeth) (Entered: 11/08/2005)
11/09/2005	167	Motions terminated as to Roman Zhirnov: 140 MOTION to Continue filed by Roman Zhirnov,. Document moot (French, Elizabeth) (Entered: 11/09/2005)
11/18/2005	168	Dft's MOTION for Extension of Time to 11/21/05 to File Motions in Limine, Voir Dire Questions and Proposed Jury Instructions as to Roman Zhirnov. (Lindsay, Maurice) (Entered: 11/18/2005)
11/18/2005	169	Proposed Jury Questions by USA as to Aleksey Safanov, Ivan Teleguz, Roman Zhirnov, Andrey Buynovskiy, Michael Quickel (O'Regan, Kevin) (Entered: 11/18/2005)
11/21/2005	170	Det's Proposed Jury Instructions by Roman Zhirnov (Attachments: # 1 # 2) filed.(Finn, Mary) Additional attachment(s) added on 11/21/2005 (Finn, Mary). (Entered: 11/21/2005)
11/21/2005	171	Def't's Proposed Voir Dire by Roman Zhirnov filed. (Finn, Mary) (Entered: 11/21/2005)
11/21/2005	172	Def't. Roman Zhirnov's MOTION in Limine with points & authorities for Order instructing the Govt. to refrain from making any direct or indirect reference re: evidence of questional relevance, evidence whose prejudice to the Def't. outweighs its probative value and co-conspirators statements as to Roman Zhirnov filed. (Finn, Mary) (Entered: 11/21/2005)
11/21/2005	173	NOTICE TO COUNSEL as to Aleksey Safanov, Ivan Teleguz, Roman Zhirnov, Andrey Buynovskiy: All counsel and defendants to be present on 11/28/05 at 9:00 a.m. for Change of Plea set for Andrey Buynovskiy and Aleksey Safanov (if plea to go forward) and status conference for remaining defendants re: trial motions, etc; TRIAL SHALL GO FORWARD AT 9:00 A.M. ON TUESDAY, 11/29/05 AT 9:00 A.M. (Counsel notified by phone) (Interpreters shall be present) (French, Elizabeth) (Entered: 11/21/2005)
11/22/2005	174	Judge Michael A Ponsor : Electronic ORDER entered granting 165 Motion for Extension of Time to File as to Roman Zhirnov (3) (French,

		Elizabeth) (Entered: 11/22/2005)
11/22/2005	173	TRANSCRIPT of Proceedings as to Aleksey Safanov, Ivan Teleguz, Roman Zhirnov, Andrey Buynovskiy, Michael Quickel held on 5/17/05 at 2:20 p.m. before Judge Michael A. Ponsor. Court Reporter: Sarah L. Mubarek. The original transcripts are maintained in the case file in the Clerk's Office. Copies may be obtained by contacting the court reporter or the Clerk's Office. (Lindsay, Maurice) (Entered: 11/22/2005)
11/28/2005	175	ElectronicClerk's Notes for proceedings held before Judge Michael A Ponsor :Change of Plea Hearing as to Roman Zhirnov held on 11/28/2005, Plea entered by Roman Zhirnov (3) Guilty Count 1,2,6,11-12. Sentencing set for 3/28/06 at 3:00 p.m. Interpreter Marina Koley (Court Reporter Sara Mubarek.) (French, Elizabeth) (Entered: 11/28/2005)
11/28/2005	176	Judge Michael A Ponsor : Electronic ORDER entered. PROCEDURAL ORDER re sentencing hearing as to Roman Zhirnov Sentencing set for 3/28/2006 03:00 PM in Courtroom 1 before Judge Michael A Ponsor. (French, Elizabeth) (Entered: 11/28/2005)
03/09/2006	177	Case as to Aleksey Safanov, Ivan Teleguz, Roman Zhirnov, Andrey Buynovskiy, Michael Quickel no longer referred to Magistrate Judge Kenneth P. Neiman. (Healy, Bethaney) (Entered: 03/09/2006)
03/24/2006	198	MOTION for downward Departure as to Roman Zhirnov. (Sclafani, Charles) (Entered: 03/24/2006)
03/24/2006	199	MEMORANDUM in Support by Roman Zhirnov re 198 MOTION for downward Departure <i>with Certificate of Service</i> (Attachments: # 1 Exhibit Letter of Defendant Roman Zhirnov)(Sclafani, Charles) Additional attachment(s) added on 3/28/2006 (Finn, Mary). (Entered: 03/24/2006)
03/28/2006	200	ElectronicClerk's Notes for proceedings held before Judge Michael A Ponsor :Sentencing held on 3/28/2006 for Roman Zhirnov (3). Count(s) 1, 11-12, 2, 6, 63 months to consist of terms of 60 mos on cts 1,2 and 6 and terms of 63 months on cts 1 and 12, all to be served concurrently w/one another; defendant remanded to U.S. Marshals; Supervised release 3 yrs on all counts to be served concurrently w/one another; possess no firearm; cooperate in collection of DNA as directed by probation; If ordered deported def is to leave the U.S. and is not to return w/o prior permission of the Secretary of Dept. of Homeland Security; Use true name and prohibited from the use of any aliases, false dates of birth, false social security numbers, incorrect places of birth, and any other pertinent incorrect identifying information; participate in a mental health treatment prog. as directed by probation and be required to contribute to the costs of services for such treatment based on ability to pay; \$500 assessment fee due immediately;. (Court Reporter Alice Moran.) (French, Elizabeth) (Entered: 03/29/2006)
03/29/2006	202	Judge Michael A Ponsor : ORDER entered. JUDGMENT as to Roman Zhirnov (3), Count(s) 1, 11-12, 2, 6, 63 months to consist of terms of 60

		mos on cts 1,2 and 6 and terms of 63 months on cts 1 and 12, all to be served concurrently w/one another; defendant remanded to U.S. Marshals; Supervised release 3 yrs on all counts to be served concurrently w/one another; possess no firearm; cooperate in collection of DNA as directed by probation; If ordered deported def is to leave the U.S. and is not to return w/o prior permission of the Secretary of Dept. of Homeland Security; Use true name and prohibited from the use of any aliases, false dates of birth, false social security numbers, incorrect places of birth, and any other pertinent incorrect identifying information; participate in a mental health treatment prog. as directed by probation and be required to contribute to the costs of services for such treatment based on ability to pay; \$500 assessment fee due immediately; (French, Elizabeth) (Entered: 03/29/2006)
04/03/2006	205	Judge Michael A Ponsor : Electronic ORDER entered to disburse funds deposited as cash bail in the amount of \$5,000 as to Roman Zhirnov. (Stuckenbruck, John) (Entered: 04/03/2006)
04/04/2006	206	Deft. Roman Zhirnov's NOTICE OF APPEAL by Roman Zhirnov re 202 Judgment. Filing fee of \$250.00 paid with a balance of \$5.00. Receipt number 306233. NOTICE TO COUNSEL: A Transcript Report/Order Form, which can be downloaded from the First Circuit Court of Appeals web site at http://www.ca1.uscourts.gov/clerks/transcript.htm MUST be completed and submitted to the Court of Appeals. Appeal Record due by 4/24/2006. (Finn, Mary) Additional attachment(s) added on 4/5/2006 (Finn, Mary). (Entered: 04/04/2006)
04/05/2006		Notice of appeal entry corrected to correct the amount of filing fee from \$2550.00 to the correct \$250.00 with a \$5.00 remainder remaining as to Roman Zhirnov. (Finn, Mary) (Entered: 04/05/2006)
04/05/2006	207	Certified and Transmitted Record on Appeal as to Roman Zhirnov to US Court of Appeals re 206 Notice of Appeal - Final Judgment. (Finn, Mary) (Entered: 04/05/2006)